

CASE NO.

MN11065

VIOLATOR

**Customer # 2401
Certificate # 41-B-0239
Dan Moulton
Moultons Chinchilla Ranch**

ADDRESS (*Street, City, State, Zip Code*)

**976 14th Avenue SW
Rochester, MN 55902**

OFFICIAL WARNING



VIOLATION OF FEDERAL REGULATIONS

The Department of Agriculture has evidence that on or about **May 31, 2011 - January 16, 2013** you or your organization committed the following violation of Federal Regulations:

9 CFR, SECTION

Failure to

2.40 (b)(2)

- **Attending veterinarian and adequate veterinary care (dealers and exhibitors). Each dealer shall establish and maintain programs of adequate veterinary care that include the use of appropriate methods to prevent, control, diagnose, and treat diseases and injuries.**

(Failure to establish and maintain programs of adequate veterinary care that included the use of appropriate methods to prevent, control, diagnose, and treat diseases and injuries for the animals at your facility. In particular, you failed to provide adequate veterinary care for a chinchilla with a large growth protruding from the bottom of the animal's neck.)

3.138 (a)

- **Primary conveyances (motor vehicle, rail, air, and marine). The animal cargo space of primary conveyances used in transporting live animals shall be designed and constructed to protect the health, and ensure the safety and comfort of the live animals contained therein at all times.**

(Your employee transported a shipment of twelve chinchillas inside a vehicle that did not have adequate air circulation throughout the cargo space and had direct sunlight shining onto one of the transportation cages through a side window.)

Titles 7 & 9 Code of Federal Regulations were promulgated to help prevent the spread of animal and plant pests and diseases and assure the humane treatment of animals. Since violations of the regulations can have serious and costly impact detrimental to the public interest, you are warned of this violation. Any further violation of these regulations may result in the assessment of a civil penalty or criminal prosecution. If you have any questions concerning this warning or violation, please contact the listed APHIS Official.

APHIS OFFICIAL (Name and Title)

Elizabeth Goldentyer, DVM

Regional Director

OFFICE ADDRESS:

**920 Main Campus Dr., Suite 200
Raleigh, NC 27606**

TELEPHONE NO. AC (919) 855-7100

DATE ISSUED

5/9/13

FOR PERSONAL SERVICE - RECEIVED BY: (Name and signature)

DATE RECEIVED:

FOR CERTIFIED MAIL - RECEIPT NO:

7011 1150 0002 0712 2204

APHIS FORM 7060
(JUN 91)

Previous editions may be used

PART 1 - VIOLATOR